

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF NORTH CAROLINA  
No. 1:22-CV-01001-CCE-LPA

G.D., by and through his next friend,  
S.G.,

Plaintiff,

v.

Kannapolis City Schools Board of  
Education, Madison Peele, in her  
official and individual capacity, and  
Joshua Sain, in his official and  
individual capacity,

Defendants.

**DEFENDANT KANNAPOLIS  
CITY SCHOOLS  
BOARD OF EDUCATION'S  
MOTION FOR PARTIAL  
SUMMARY JUDGMENT**

Defendant Kannapolis City Schools Board of Education (the “Board”), pursuant to Federal Rule of Civil Procedure 56 and Local Civil Rule 56.1, respectfully moves this Court for entry of judgment in its favor on Plaintiff’s claims for non-contractual damages under Title IX.

In support of its motion, the Board states that there is no genuine issue of material fact and that it is entitled to judgment as a matter of law on these claims. The reasons supporting the Board’s motion are set out in more detail in its supporting memorandum filed contemporaneously.

WHEREFORE, Defendant Kannapolis City Schools Board of Education respectfully requests the Court grant its Motion for Partial Summary

Judgment and dismiss Plaintiff's claims for non-contractual damages under Title IX.

Respectfully submitted the 17th day of January 2024.

**POYNER SPRUILL LLP**

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**CERTIFICATE OF SERVICE**

I certify that I have this day electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all counsel and parties of record.

This the 17th day of January 2024.

/s/ Stephanie L. Gumm  
Stephanie L. Gumm